THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO.15272 of 2006

25th July 2006

Between:

1. The Government of Andhra Pradesh, rep.by its Principal Secretary, Finance (W&P) Department, Secretariat, Hyderabad.

And one other.

...PETITIONERS

AND

Y.Prasada Rao,Divisional Accounts Officer, R & B Roads Division, Gosha Mahal, Hyderabad.

...RESPONDENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.15272 of 2006

ORDER: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard the learned Government Pleader for Services II.

The only grievance of the petitioners in this Writ Petition is to the effect that having regard to the interim orders passed, the respondent, who is the applicant before the Andhra Pradesh Administrative Tribunal, Hyderabad ('the Tribunal' for brevity), has already filed a Contempt Case in C.A.No.351 of 2006. Further, even though the counter affidavit and the vacate stay application in V.M.A.No.859 of 2006 have also been filed; the same has not been taken up for disposal.

Considering the submissions made on both the sides and having regard to the aforesaid reason, we are not inclined to go into the merits of the case or other questions that are sought to be raised in this Writ Petition. In the circumstances, it would not be proper to take up the Contempt Case before passing any order in the vacate stay

application. Either both the matters should be disposed of together or the Contempt Case be preceded by the orders in the vacate stay application. It would suffice in the interest of justice to direct the Tribunal to take up the vacate stay application in V.M.A.No.859 of 2006 before proceeding with the Contempt Case.

Subject to the above, the Writ Petition is dismissed. No costs.

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(B.PRAKASH RAO, J)

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(RAMESH RANGANATHAN, J)

25th July 2006
RRB

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